



16523 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Richard Ginn
 Title : Needle Apparatus for Closing Septal Defects and Using Such Apparatus
 Docket No. : 704117.4006
 Customer No. : 34313

031354 U.S. PTO
 10/734670

Mail Stop Patent Application - DIVISIONAL
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

UTILITY PATENT APPLICATION TRANSMITTAL

1. Type of Application
 This new application is for a(n)
☒ Original (non provisional)
☐ Design
☐ Plant
2. ☒ Applicant claims small entity status. See 37 CFR 1.27
3. ☒ Specification, including Description, Claims and Abstract (Total Page: 39)
4. Formal Drawing(s) (35 USC 113) (Total sheets 4)
5. Oath or Declaration
 a. ☐ Newly executed (original or copy)
 b. ☒ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)
 i. ☐ Deletion of Inventors (Signed statement attached deleting inventors(s) named in the prior application.) See 37 CFR 1.63(d)(2) and 133 (b).
6. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

CERTIFICATE OF MAILING
 37 CFR §1.10

I hereby certify that on the dated listed above, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service in accordance with 37 C.F.R. § 1.10 as "Express Mail Post Office to Addressee," with sufficient postage in an envelope addressed to: Mail Stop Patent Application, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail No.: EV 339737934 US
 Date of Deposit: December 11, 2003

Lynne Fulmer
 Lynne Fulmer

Applicant : Richard Ginn
Docket No. : 704117.4006

7. ☐ Nucleotide and/or Amino Acid Sequence Submission (if application, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statement verifying identity of above copies
8. ☐ An assignment of the invention to _____
☐ is attached. A separate ☐ "COVERSHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING NEW PATENT APPLICATION" or ☐ FORM PTO 1595 is also attached.
☐ will follow.
9. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) (Power of Attorney by Assignee)
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure Statement/PTO 1449 (or PTO/SB/08a)
☐ Copies of citations
12. ☒ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
14. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
15. ☐ Non-publication Request under 35 USC 122 (b)(2)(B)(i) (Applicant must attach form PTO/SB/35 or its equivalent)
16. ☐ Other

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of co-pending application no. Serial No. 09/948,453 filed on September 7, 2001. The priority of the prior application is expressly claimed, and the disclosure of this application is hereby incorporated by reference in its entirety.

Prior application information:

Examiner: G. Phanuphand Group Art Unit: 3731

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. This incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

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18. Fee Calculation: TOTAL AMOUNT OF PAYMENT: \$466.00
- A. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to Deposit Account No. 15-0665.
- ☒ Charge any additional fee required under 37 CFR 1.16 and 1.17 to Deposit Account No. 15-0665.
- B. ☐ Payment Enclosed
- ☐ Check ☐ Credit Card ☐ Money Order ☐ Other

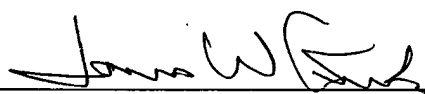
BASIC FILING FEE:						\$770.00
Total Claims	29	-	20	=	9 x \$18.00	\$162.00
Independent Claims	2	-	3	=	0 x \$86.00	\$0.00
Multiple Dependent Claims	\$290	(if applicable)	<input type="checkbox"/>			\$0.00
TOTAL OF ABOVE CALCULATIONS						\$932.00
Reduction by 1/2 for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.						\$466.00\$
<input checked="" type="checkbox"/>						466.00
Extension of Time (from above)						\$0.00
Assignment -- \$40 (if applicable) <input type="checkbox"/>						\$0.00
TOTAL FEES SUBMITTED HERewith						\$466.00

- C. ☐ This application is being filed without fee or Declaration under 37 CFR §1.53.

20. Correspondence Address
- ☒ Customer Number. 34313

Respectfully submitted,

Dated: December 11, 2003


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